

FILED
CLERK U.S. DISTRICT COURT
DISTRICT OF DELAWARE
IN THE UNITED STATES DISTRICT COURT
2007 OCT -9 AM 11:02 FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA, :
 :
 Plaintiff, :
 :
 v. : Criminal Action No. 98-38-SLR
 :
 SHAWN CUFF :
 :
 Defendant. :

**DEFENDANT'S UNOPPOSED MOTION FOR CONTINUANCE OF
REVOCATION OF SUPERVISED RELEASE HEARING**

Defendant, Shawn D. Cuff, by and through his undersigned counsel, Keir Bradford, hereby moves the Court for an Order continuing the Revocation of Supervised Release Hearing in this case.

In support of this motion, Mr. Cuff submits as follows:

1. On or about September 27, 2007, the Federal Public Defender's Office was appointed to represent Mr. Cuff, who is charged under Indictment with possession with intent to distribute cocaine base, and Oxycodone on July 18, 2007, in violation of 18 U.S.C. § 841(a)(1) and (B)(1)(C), and with possession with intent to distribute more than 5 grams of cocaine base on July 22, 2007, in violation 18 U.S.C. § 841(a)(1) and (b)(1)(B). Mr. Cuff was serving a period of supervised release when charged for the instant offense.

2. Mr. Cuff's revocation hearing is currently set for October 10, 2007 at 11:30 a.m.

3. On October 2, 2007 Mr. Cuff was arraigned before, Magistrate Judge Thygne, at which time Mr. Cuff waived his right to a preliminary hearing on the violation of supervised release. Additionally Judge Thygne informed Mr. Cuff that both his violation and his new matter would be

listed in front of your Honor.

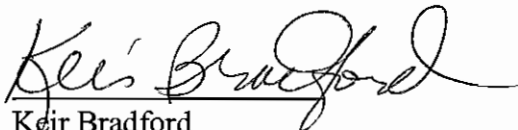
5. Defense counsel anticipates that the new matter will be settled through a non-trial disposition. As such we respectfully request that the revocation hearing be postponed until after Mr. Cuff is sentenced on the new matter.

6. Accordingly, Mr. Cuff believes that this will help better gauge an appropriate sentence to impose at that time.

7. Assistant United States Attorney, Shawn Weede, counsel for the government, and United States Probation Officer, Craig Carpenter, do not oppose this request.

WHEREFORE, it is respectfully requested that this Court issue an Order continuing the revocation hearing to anytime after sentencing on the new matter.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Keir Bradford".

Keir Bradford
Assistant Federal Public Defender

Attorney for Defendant Shawn Cuff

One Customs House
704 King Street, Suite 110
Wilmington, DE 19801
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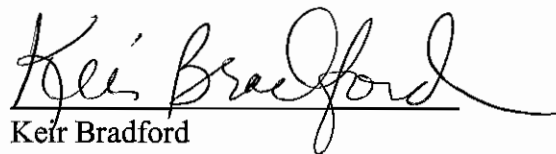
Dated: October 9, 2007

CERTIFICATE OF SERVICE

The undersigned attorney for defendant hereby certifies that two (2) copies of the attached Unopposed Motion for Continuance of Revocation of Supervised Release Hearing and Order were hand delivered to the box designated in the Clerk's Office to:

Shawn Weede, Esquire
Assistant United States Attorney
1007 Orange Street, Suite 700
Wilmington, DE 19801

Craig Carpenter
United States Probation Officer
824 Market Street
Wilmington, DE 19801


Keir Bradford
Assistant Federal Public Defender

Attorney for Defendant Shawn Cuff

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Dated: October 9, 2007

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Criminal Action No. 98-38-SLR
	:	
SHAWN CUFF,	:	
	:	
Defendant.	:	

ORDER

Having considered Defendant's Unopposed Motion For Continuance of Revocation Hearing of Supervised Release;

IT IS HEREBY ORDERED this _____ day of _____, 2007, that Defendant Cuffs' Violation Hearing shall be on the ____ day of _____, 2007 at ____ a.m./p.m.

HONORABLE SUE L. ROBINSON
United States District Court